

F.No.29/1/98-DGAD
Government of India
Ministry of Commerce
Anti-Dumping Directorate

25 January 1999

INITIATION NOTIFICATION

Subject: Initiation of anti-dumping investigation concerning import of Polyester Staple Fibre (PSF) from Indonesia, Korea RP, Thailand and Taiwan.

M/s Indo-Rama Synthetics (I) Ltd. have filed a petition, on behalf of the domestic industry, in accordance with the customs Tariff (Amendment) Act, 1995 and Customs Tariff (Identification, Assessment and Collection of Anti-dumping duty on dumped articles and for determination of duty) Rules, 1995 before the Designated Authority (hereinafter referred to as the Authority) alleging dumping of Polyester Staple Fibre from Indonesia, Korea RP, Thailand and Taiwan (herein referred to as subject countries) and have requested for Anti-dumping investigation and levy of anti-dumping duties.

2. Domestic industry standing: The petition has been filed by M/s Indo-Rama Synthetics (I) Ltd having registered office at 51-A, Industrial Area, Sector-III, Pritam Pur-453001, District Thar (M.P.). The petition is supported by M/s JCT Ltd. with registered Head office at Village Chohal, Distt. Hoshiarpur, Punjab. Association of Synthetic Fibre industry has also supported the petitioner. The petitioner and M/s JCT jointly account for 31.13% of the total domestic production in 1997-98. With the support of association of Synthetic Fibre industry, there is an evidence of support of domestic industry accounting for 89.55% of total domestic production in 1997-98. Therefore, the petitioner satisfies the standing to file the petition on behalf of the domestic industry.

3. Product involved: The product involved in the present investigation is Polyester Staple Fibre (herein referred to as subject goods), originating in or exported from the subject countries and classified under Customs Sub-heading 5503.20 of the Customs Tariff Act, 1975. The classification is however, indicative only and is in no way binding on the scope of the present investigation.

4. Countries involved: The petitioner has alleged dumping of Polyester Staple Fibre from Indonesia, Korea RP, Thailand and Taiwan (herein referred to as subject countries.)

5. **Like articles:** The petitioner has claimed that the goods produced by them and as classified by Custom Tariff under head 5503.20 have no substitute and, therefore, be treated as like articles to the goods imported from the subject countries within the meaning of the rules.

6. **Normal value:** The petitioner has claimed normal value based on secondary sources of information which give information based on the market sources, regarding domestic prices of the subject goods in the subject countries.

7. **Export Price:** The petitioner has claimed Export price based on secondary sources, which provide information on export price of subject goods to India, and import price of subject goods in India..

8. **Dumping margin:** There is sufficient prima-facie evidence that the normal value of the subject goods in the subject countries is significantly higher than the price at which it has been exported to India indicating prima-facie that the subject goods are being dumped by the exporters from the subject countries.

9. **Injury:** Various parameters relating to injury such as suppressed domestic prices, sales below the cost of production resulting in per unit losses, decline in capacity utilization etc., prima-facie dumping indicate collectively and cumulatively that domestic industry has suffered material injury on account of dumping.

10. **Initiation of anti-dumping investigation:** The authority in view of the foregoing paragraphs initiates anti-dumping investigation into the existence, degree and effect of alleged dumping of the subject goods originating in or exported from subject countries.

11. **Period of investigation:** The period of investigation for the purpose of present investigation is 1.1.98 to 31.12.98.

12. **Submission of information:** The exporters in the said countries and importers in India known to be concerned are being addressed separately to submit relevant information in the form and manner prescribed and make their views known to

Mrs. Rathi Vinay Jha,
Designated Authority & Additional Secretary
Government of India
Ministry of Commerce
Udyog Bhavan
New Delhi-110011.

Any other interested party may also make its submissions relevant to the investigation in the prescribed form and manner within the time limit set out below.

13. **Time limit:** Any information relating to the present investigation should be sent in writing so as to reach the authority at the address mentioned above not later than 40 days from the date of publication of this notification. The known exporters and importers who are being addressed separately are however, required to submit the information within 40 days from the date of letter addressed to them separately.

14. In terms of rule 6(7) any interested party may inspect the public file containing non-confidential versions of the evidence submitted by other interested parties after expiry of time limit set out.

15. The interested parties can send a written request in advance for one to one hearing to the Authority at the address mentioned in para 12 above so as to reach within 40 days from the date of publication of this notification. The interested parties will be heard between 60th and 75th day from the date of publication of this notification.

16. In case where any interested party requests or otherwise does not provide necessary information within a reasonable period, or significantly impedes the investigation, the Authority may record its findings on the basis of the facts available to it and make such recommendations to the Central Governments as deemed fit.

(Rathi Vinay Jha)
Designated Authority